

SPE RESPONSE FOR CERTIFICATE OF CORRECTION

Paper No.: _____

DATE

: 4/4/06

TO SPE OF

: ART UNIT 1638

SUBJECT

: Request for Certificate of Correction for Appl. No.: 07/713624 Patent No.: 6943282

Please respond to this request for a certificate of correction within 7 days.

Please review the requested changes/corrections as shown in the COCIN document(s) in the IFW application image. No new matter should be introduced, nor should the scope or meaning of the claims be changed.

Please complete the response (see below) and forward the completed response to scanning using document code COCX.

H. R. M.
Certificates of Correction Branch
703-308-9390 ext. _____

Thank You For Your Assistance

The request for issuing the above-identified correction(s) is hereby:

Note your decision on the appropriate box.

☐ Approved

All changes apply.

☒ Approved in Part

Specify below which changes do not apply.

☐ Denied

State the reasons for denial below.

Comments: The amendment to column 3 lines 5 & 6
is not entered - the preliminary amendment says
"beta endotoxin"

DeMone
SPE

1638
Art Unit

07/713 624

CS/C

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313 on 21 MARCH 2006

REQUEST FOR CERTIFICATE OF CORRECTION UNDER 37 CFR 1.322
Docket No. MPS 11-83B.FWC
Patent No. 6,943,282

Jeff Lloyd Patent Attorney #35,589

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael J. Adang and John D. Kemp
Issued : September 13, 2005
Patent No. : 6,943,282 Bi
For : Insect Resistant Plants

Certificate
MAR 27 2006
of Correction

Mail Stop Certificate of Corrections Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CERTIFICATE OF CORRECTION
UNDER 37 CFR 1.322 (OFFICE MISTAKE)

Sir:

A Certificate of Correction (in duplicate) for the above-identified patent has been prepared and is attached hereto.

In the left-hand column below is the column and line number where errors occurred in the patent. In the right-hand column is the page and line number in the application where the correct information appears.

Patent Reads:

Column 3, lines 5 and 6:

"the heta-exotoxin"

Column 5, line 63:

"use of. Ti"

Application Reads:

See Prel. Amend. dated April 14, 1989 (p. 1):

-- the α -exotoxin --.

Page 14, line 15:

--use of Ti".

MAR 28 2006

DO NOT
ENTER
AR 5/9/06
OK
to enter
AR 5/7/06

OK to enter
ARK 5/9/06
Column 9, lines 54 and 55:

"Merlo (1082) *supra*"

Column 18, line 28:

"may be in Planta"

Column 28, line 58:

"ligated-with"

Column 29, line 51:

"digested with XhoI"

Column 34, line 20:

"10⁹ bacteria"

Column 35, line 21:

"8 x 10³ cells/ml."

Column 35, line 43:

"6.3 Regenerator of Plants"

Column 43, line 66:

"10⁷-10⁸ ml⁻¹;"

Column 65, line 55:

"Ostrinia (Pyrausta) nubilais"

Column 73, line 14 (claim 1):

"insecticidal protein insects"

Column 73, line 24:

"provided insecticidal protein"

See Prel. Amend. dated April 14, 1989 (p. 1):

--Merlo, (1982) *supra* --.

48 16
Page 29, line 25:

--may be in planta--.

Page 74, line 4:

--ligated with--.

Page 76, line 18:

--digested with XhoI--.

March 14
See Prel. Amend. dated April 13, 1992 (p. 2):

--10⁹ bacteria--.

March 14
See Prel. Amend. dated April 13, 1992 (p. 2)

--8 x 10³ cells/ml.--.

March 14
See Prel. Amend. dated April 13, 1992 (p. 2)

--6.3 Regeneration of Plants--.

March 14
See Prel. Amend. dated April 13, 1992 (p. 3)

--10⁷-10⁸ ml⁻¹;;--.

Page 173, line 14:

--Ostrinia (Pyrausta) nubilais--.

Examiner's Amendment to claim 15:

--insecticidal proteins to insects--.

Examiner's Amendment to claim 15:

--provided insecticidal proteins--.

MAR 28 2006

OK to enter 5/9/06
Column 74, line 46, claim 21:

"nucleic acid"

Examiner's Amendments to claim 49:

--nucleic acid--

Column 74, line 48:

"endotoxin fragments"

Examiner's Amendments to claim 49:

--endotoxin fragment--

Column 74, line 52:

"endotoxin fragments"

Examiner's Amendments to claim 49:

--endotoxin fragment--

A true and correct copy of pages 14, 48, 74, 76, and 173 of the specification as filed, as well as copies of the Preliminary Amendments filed by applicants on April 14, 1989 and April 13, 1992 and a copy of the Examiner's Amendments that support Applicants' assertion of the errors on the part of the Patent Office accompany this Certificate of Correction.

Approval of the Certificate of Correction is respectfully requested.

Respectfully submitted,


Jeff Lloyd

Patent Attorney

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Address: P.O. Box 142950

Gainesville, FL 32614-2950

JL/gld

- Attachments:
1. Pages 14, 48, 74, 76, and 173 of the specification as filed
 2. Copy of the Preliminary Amendment filed by applicants on April 14, 1989
 3. Copy of the Preliminary Amendment filed by applicants on April 13, 1992
 4. Copy of the Examiner's Amendments with Notice of Allowability

MAR 28 2006